



PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Cheng et al.

Application No.: 09/925,356

Filed: August 9, 2001

For: PROCESS OF FORMING FIELD
EMISSION ELECTRODE FOR
MANUFACTURING FIELD EMISSION

Group: Not Yet Known

Examiner: Not Yet Known

Our File: DEE-PT028

Date: August 24, 2001

**COMMUNICATION PURSUANT TO 37 C.F.R. §1.31(c)
CORRECTING ENTITY STATUS**

Commissioner for Patents
Washington, D.C. 20231

Sir:

The above-identified application was filed in good faith claiming small entity status, but it has now been discovered that the claim was erroneously made. Applicants' Assignee

§1.31(c).

There was a miscommunication between Applicants' U.S. counsel and Applicants' Taiwanese counsel which lead Applicants' U.S. counsel to believe that small entity status was appropriate. Applicants' U.S. counsel has now been advised that the claimed small entity status is not correct and has taken this immediate action to remedy same pursuant to the

provisions of 37 C.F.R. §1.31(c).

Adjustment date: 08/29/2001 TGEDAMU1
08/13/2001 TGEDAMU1 00000034 09925356
01 FC:201 -355.00 OF
02 FC:202 -40.00 OF

08/29/2001 TGEDAMU1 00000003 09925356

01 FC:101
02 FC:102

710.00 OF
80.00 OF


Applicant: Cheng et al.
Application No.: 09/925,356

If there are any questions concerning this issue, please contact the undersigned.

Respectfully submitted,

Cheng et al.

By


C. Frederick Koenig III, Esquire
Registration No. 29,662
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Volpe and Koenig, P.C.
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CFK/fap



Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031.
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/925,356	
	Filing Date	August 9, 2001	
	First Named Inventor	Cheng et al.	
	Group Art Unit	Not Yet Known	
	Examiner Name	Not Yet Known	
Total Number of Pages in This Submission	5	Attorney Docket Number	DEE-PT028

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Communication Re Entity Status (2 pgs.).
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Firm or Individual name	C. Frederick Koenig III, Esquire Volpe and Koenig, P.C.	Reg. No. 29,662
Signature		
Date	August 24, 2001	

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: August 24, 2001		
Typed or printed name	C. Frederick Koenig III, Esquire	Date
Signature		August 24, 2001

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Volpe and Koenig, P.C. Revision of PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 395.00)

Complete if Known

Application Number	09/925,356
Filing Date	August 9, 2001
First Named Inventor	Cheng et al.
Examiner Name	Not Yet Known
Group Art Unit	Not Yet Known
Attorney Docket No.	DEE-PT028

METHOD OF PAYMENT

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

22-0493

Deposit
Account
Name

Volpe and Koenig, P.C.

- ☒
- Charge Any Deficiency or Credit any Overpayment
-
- in the Total Fees Associated with this Communication

☐ Applicant claims small entity status.
See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

☒ Check ☐ Credit card ☐ Money
Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description
101	710	201	355	Utility filing fee
106	320	206	160	Design filing fee
107	490	207	245	Plant filing fee
108	710	208	355	Reissue filing fee
114	150	214	75	Provisional filing fee

Fee Paid

SUBTOTAL (1) (\$ 0)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent	-	-	-
Multiple Dependent	-	-	-

Large Entity Small Entity

103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	218	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	

146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) Large Entity Fee Deficiency

395.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 395.00)

SUBMITTED BY

Name (Print/Type) C. Frederick Koenig III, Esquire

Registration No.
(Attorney/Agent)

29,662

Signature

Complete (if applicable)

Telephone 215-568-6400

Date August 24, 2001

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be included on this form. Provide credit card information and authorization on PTO-2038.**

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